

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MBNA AMERICA BANK, N.A.,	§	
	§	No. 447, 2005
Employer Below,	§	
Appellant,	§	Court Below: Superior Court of the
	§	State of Delaware in and for
v.	§	New Castle County
	§	
ALAN BROOKS,	§	C.A. No. 04A-12-005
	§	
Employee Below,	§	
Appellee.	§	

Submitted: January 5, 2006

Decided: February 22, 2006

Before **STEELE**, Chief Justice, **JACOBS** and **RIDGELY**, Justices.

**ORDER**

This 22<sup>nd</sup> day of February 2006, upon consideration of the briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Superior Court in its opinion dated August 25, 2005;

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT

/s/Henry duPont Ridgely  
Justice